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5 *Attorney for Plaintiff and the Putative Class*

6 **UNITED STATES DISTRICT COURT**
7 **EASTERN DISTRICT OF CALIFORNIA**

8 JENNIFER CARRUTH, individually and on
behalf of all others similarly situated,

9 Plaintiff,

10 v.

11 KD CREATIVES, INC. D/B/A BIG
LITTLE FEELINGS,

12 Defendant.

Case No.
2:24-CV-02484-DAD-SCR

**PLAINTIFF'S DECLARATION
IN SUPPORT OF
MEMORANDUM OF LAW IN
OPPOSITION TO
DEFENDANT'S MOTION TO
COMPEL ARBITRATION**

13
14 Complaint filed: Sept. 12, 2024
Hearing: February 3, 2025
Time: 1:30 p.m.
Courtroom: 4
15 District Judge: Hon. Dale A. Drozd
16
17
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1 I, Jennifer Carruth, declare under penalty of perjury, pursuant to 28 U.S.C. §
2 1746 and based on my own personal knowledge, that the following statements are true:

3 1. I am the named Plaintiff in this action. I make this Declaration in support
4 of Plaintiff's Memorandum of Law in Opposition to Defendant's Motion to Compel
5 Arbitration.

6 2. On January 10, 2023, I used my mobile device to purchase the Big Little
7 Feelings Bundle which consisted of two courses: Winning the Toddler Stage and Potty
8 Training Made Simple.

9 3. I received an order confirmation email at 5:44 AM PST, a true and
10 accurate copy is attached hereto as **Exhibit 1**.

11 4. I also received a separate email to set up my Big Little Feelings account
12 with a temporary password, a true and accurate copy is attached hereto as **Exhibit 2**.

13 5. Lastly, I received an email instructing me to log into my Big Little
14 Feelings account by clicking the "Login" button, a true and accurate copy is attached
15 hereto as **Exhibit 3**.

16 I declare, under penalty of perjury, pursuant to the laws of the United States of
17 America that the foregoing is true and correct.

Executed this 8th day of January 2025 in San Diego, California.



Jennifer Carruth (Jan 8, 2025 16:44 PST)
Jennifer Carruth

EXHIBIT 1

From: Jennifer Carruth carruth.jenn@gmail.com
Subject: Fwd: Thank you! This is your order confirmation email. ✨
Date: November 29, 2024 at 1:43 PM
To: Elliot Jackson ejackson@hedinllp.com

JC

Jennifer Carruth

Sent from my iPhone
~Please excuse brevity and typos.

Begin forwarded message:

From: Big Little Feelings <hello@biglittlefeelings.com>
Date: January 10, 2023 at 5:44:08 AM PST
To: Jennifer <carruth.jenn@gmail.com>
Subject: Thank you! This is your order confirmation email. ✨



Order ID: #16733582399716

Receipt Date: 01/10/2023

You'll get a separate email inviting you to set up an account so that you can start the course :)

Customer

Jennifer Carruth
carruth.jenn@gmail.com

Course: Bundle: Winning the Toddler Stage & Potty Training Made Simple

Total \$123 (USD)

No longer want to receive these emails? [Unsubscribe](#).
Big Little Feelings 1312 17th Street #1258 Denver, CO 80202

EXHIBIT 2

From: Jennifer Carruth carruth.jenn@gmail.com
Subject: Fwd: Your New Big Little Feelings Account
Date: November 29, 2024 at 1:41 PM
To: Elliot Jackson ejackson@hedinllp.com

JC

Jennifer Carruth

Sent from my iPhone

~Please excuse brevity and typos.

Begin forwarded message:

From: Big Little Feelings <biglittlefeelings@t.kajabimail.com>
Date: January 10, 2023 at 5:44:03 AM PST
To: carruth.jenn@gmail.com
Subject: Your New Big Little Feelings Account
Reply-To: hello@biglittlefeelings.com

Hi, friend!

We've set up a new account for you on our site. Your username and temporary password are below.

username: carruth.jenn@gmail.com
password: JiK36tQbFG

To login to the site, click the link below.
[Login](#)

Kristin & Deena
Big Little Feelings

[Update notification settings](#)

EXHIBIT 3

From: Jennifer Carruth carruth.jenn@gmail.com
Subject: Fwd: Yaaaaaas! You're in!
Date: November 29, 2024 at 1:47 PM
To: Elliot Jackson ejackson@hedinlp.com

JC

Jennifer Carruth

Sent from my iPhone

~Please excuse brevity and typos.

Begin forwarded message:

From: Big Little Feelings <biglittlefeelings@a.kajabimail.net>
Date: January 10, 2023 at 5:44:03 AM PST
To: carruth.jenn@gmail.com
Subject: Yaaaaaas! You're in!
Reply-To: hello@biglittlefeelings.com

Hey there -

Thanks so much for purchasing Bundle by Big Little Feelings!

Life with your kid is about to get so.much.easier. And happier. And peaceful-er. (That's a word, right?)

You can login to the course at the link below.

Login

If you have any questions, drop us a message at hello@biglittlefeelings.com

All the best to you and your fam!

Deena and Kristin
Big Little Feelings

[Update notification settings](#)